

STATE OF INDIANA)
) SS:
COUNTY OF JOHNSON)

IN THE JOHNSON SUPERIOR COURT
CAUSE NO. 41D03-0411-PL-00146

STATE OF INDIANA,)
)
Plaintiff,)
)
v.)
)
ANNA MARIE KING,)
ROSEMARY LEWIS,)
Individually and doing business as)
INDIANA MOBILE HOME)
LIQUIDATORS,)
)
Defendants.)

FILED

NOV 30 2006

Eric H. Jackson
CLERK JOHNSON SUPERIOR CT. NO. 3

CONSENT JUDGMENT

The State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Eric Jackson, having filed its Complaint for Injunction, Restitution, Costs and Civil Penalties and the Defendants, Anna Marie King and Rosemary Lewis, hereby enter into this Consent Judgment without trial and adjudication of any issue of fact or law.

Now, therefore, by consent and agreement of parties, it is **ORDERED, ADJUDGED, and DECREED** as follows:

1. The parties to this Consent Judgment have read and understand the nature, terms, and contents of this Consent Judgment and agree to be bound by all the provisions contained herein.
2. The Attorney General is authorized to bring this action to enforce the provisions of the Indiana Deceptive Consumer Sales Act, Ind. Code § 24-5-0.5-1 *et seq.*
3. The parties agree that this Consent Judgment constitutes a full and complete settlement as to all issues raised by the Plaintiff's Complaint.

INJUNCTIVE RELIEF

4. Pursuant to Indiana Code § 24-5-0.5-4(c)(1) the Defendants, Anna Marie King and Rosemary Lewis, their agents, representatives, employees, successors and assigns are permanently enjoined from engaging in the following:

a. representing expressly or by implication that the subject of a consumer transaction has the sponsorship, approval, performance, characteristics, accessories, uses, or benefits it does not have when the Defendants know or should reasonably know that it does not; and

b. representing expressly or by implication that the Defendants are able to deliver or complete a transaction within a stated period of time, or when no time is stated, within a reasonable period of time, when the Defendants know or should reasonably know that they cannot.

COSTS, PENALTIES, AND CONSUMER RESTITUTION

5. Pursuant to Ind. Code § 24-5-0.5-4(d), the contracts the Defendants entered into with Aqil Alkenaani are hereby cancelled.

6. Pursuant to Ind. Code §24-5-0.5-4(c)(2), the Defendants shall pay consumer restitution, and be jointly and severally liable, in the amount of Thirty Thousand Dollars (\$30,000.00) for the benefit of Aqil Alkenaani of Mishawaka, Indiana.

7. Defendant, Rosemary Lewis, agrees that she shall pay the Judgment awarded in favor of Brenda Amonette, in the Johnson County Superior Court under cause no. 41D03-0404-CT-00013. The payment arrangements will be made between the Defendants and Amonette's private attorney. However, the parties agree that Amonette's judgment must be paid in full in order to fulfill the terms of this Consent Judgment.

8. Pursuant to Ind. Code § 24-5 -0.5-4(c)(3), the Defendants shall pay, and be jointly and severally liable for, the Plaintiff's costs in investigating and prosecuting this action in the amount of Seven Hundred Ninety-Nine Dollars (\$799.00).

9. Pursuant to Ind. Code § 24-5-0.5-4(g) and Ind. Code § 24-5-0.5-8, the Defendants' shall pay, and be jointly and severally liable for, civil penalties in the amount of Four Thousand Dollars (\$4,000.00).

CONTINUING JURISDICTION

10. The Court shall retain jurisdiction for the purpose of issuing such orders as may be necessary to interpret or enforce the provisions herein.

IN WITNESS WHEREOF, the parties have executed this Consent Judgment this

15 day of November 2006.

STATE OF INDIANA,

STEVE CARTER
Attorney General of Indiana
Attorney No. 4150-60

By: 

Eric Jackson
Deputy Attorney General
Atty. No. 19415-49

Date: 11/15/06

DEFENDANTS,

By: 

Anna Marie King

Date: 11-10-06

By: 

Rosemary Lewis

Date: 11-02-06

NOV 30 2006 APPROVED, ORDERED, ADJUDGED AND DECREED this 15 day of November, 2006.


Judge, Johnson Superior Court

Distribution:

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